

1 AN ACT concerning local government.

2 **Be it enacted by the People of the State of Illinois,**  
3 **represented in the General Assembly:**

4 Section 5. The Public Library District Act of 1991 is  
5 amended by adding Section 15-82 as follows:

6 (75 ILCS 16/15-82 new)

7 Sec. 15-82. Disconnection from district.

8 (a) Any municipality or township that has a public and  
9 tax-supported library established under the provisions of any  
10 statute may be disconnected from a public library district by  
11 one of the following methods:

12 (1) If a tax-supported public library is established in  
13 any municipality or township lying wholly or partially  
14 within a library district, the Board of Trustees of the  
15 library district may enact an ordinance providing for the  
16 disconnection of the library district from the  
17 municipality or township and providing for an appraisal  
18 setting forth the value of the tangible property of the  
19 district, the liabilities of the district, and the excess  
20 of the liabilities over the assets.

21 The Board of Trustees shall provide for the  
22 disconnection and appraisal only if (i) the territory to be  
23 disconnected comprises less than 10% of the district or  
24 (ii) the taxes collected by the district from the territory  
25 to be disconnected amount to less than 10% of the total  
26 amount of library taxes collected by the district annually.

27 (2) The electors of the library district residing in  
28 both the municipality or township and the library district  
29 may call for the disconnection by filing with the Board of  
30 Trustees a petition signed by at least 100 of the electors  
31 residing in both the municipality or township and the  
32 library district. The Board must certify the question to

1 the proper election authority, which must submit the  
2 question to the electors residing in both the municipality  
3 or township and the library district at an election in  
4 accordance with the Election Code.

5 The election authority must submit the question in  
6 substantially the following form:

7 Shall the (insert name of township or  
8 municipality) be disconnected from (insert name of  
9 library district)?

10 If a majority of the electors voting on the question  
11 vote in the affirmative, then the library district is  
12 disconnected from the municipality or township.

13 (b) The district shall, upon enactment of a disconnection  
14 ordinance or upon an election approving disconnection, file  
15 with circuit court in which a majority of the disconnected  
16 territory lies an appropriate petition and a certified copy of  
17 the said ordinance or a certificate by the Board of the results  
18 of the election. The petition shall request entry of an order  
19 of disconnection and the preparation of an appraisal setting  
20 forth the value of the tangible property of the district, the  
21 liabilities of the district, and the excess of the liabilities  
22 over tangible assets or property. Notice shall be published by  
23 and within the disconnecting territory.

24 The circuit court shall, after a hearing upon the matter,  
25 enter its order revising the limits and boundaries of the  
26 district and setting forth the liability, if any, yet to be  
27 retired and paid for by the property owners of the disconnected  
28 territory.

29 (d) When any territory has been disconnected from a  
30 district under this Section and the court order providing for  
31 the disconnection also sets forth a continuing liability to be  
32 paid by the property owners of the disconnected territory, then  
33 the county collector of each county affected shall debit upon  
34 his or her books the taxes to be paid and thereafter levied by  
35 the district and extended against taxable property within the  
36 disconnected territory. The county clerk shall continue to

1 extend district library taxes upon the taxable property within  
2 the disconnected territory, and the county collector shall  
3 continue to collect district library taxes upon the taxable  
4 property within the disconnected territory until the excess  
5 liability has been paid and retired.

6 Until final and full payment of the liability, the  
7 residents and property owners of the disconnected territory  
8 shall be entitled to full and free library service from the  
9 district. Upon the date of disconnection, the residents and  
10 property owners of the disconnected territory shall no longer  
11 be subject to any tax levies by the district. Upon full and  
12 final payment of the liability and thereafter, no resident or  
13 property owner of the disconnected territory shall have any  
14 right, title, and interest in and to the assets and tangible  
15 property of the district affected by the disconnection.

16 (d) The disconnecting territory shall bear all expenses of  
17 a disconnection election and all other costs and expenses  
18 incurred as a result of disconnection under item (1) of  
19 subsection (a).

20 (e) The Board shall record a certified copy of the  
21 disconnection order with the recorder of deeds and with the  
22 county clerk and county collector of each county affected.

23 Section 99. Effective date. This Act takes effect upon  
24 becoming law.